

ACT #2021 - 518

1 SB333  
2 209111-6  
3 By Senator Allen  
4 RFD: Tourism  
5 First Read: 11-MAR-21



1 SB333

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4 ENROLLED, An Act,

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Relating to the Alabama Athletic Commission; to amend Sections 41-9-1020, 41-9-1021, 41-9-1023, 41-9-1024, 41-9-1037, and 41-9-1038, Code of Alabama 1975; to rename the regulatory act the Alabama Unarmed Combat Act; to provide that the commission is the sole regulator of any form of unarmed combat held in the state; to authorize the commission to immediately implement certain medical guidelines and competition guidelines approved by the commission without hearings as prescribed by the Alabama Administrative Procedure Act; to authorize the commission to assess fines, not exceeding a specified amount; to provide further for the complaint, investigation, and discipline process for violators; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Amendment 621 of the Constitution of Alabama of 1901, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1                   Section 1. Sections 41-9-1020, 41-9-1021, 41-9-1023,  
2                   41-9-1024, 41-9-1037, and 41-9-1038 of the Code of Alabama  
3                   1975, are amended to read as follows:

4                   "§41-9-1020.

5                   "This article shall be known and may be cited as the  
6                   Alabama ~~Boxing, Wrestling, and Mixed Martial Arts~~ Unarmed  
7                   Combat Act.

8                   "§41-9-1021.

9                   "As used in this article, the following terms shall  
10                  have the following meanings:

11                  "(1) AMATEUR. An individual who engages in a match,  
12                  contest, or exhibition of boxing, tough man contests,  
13                  wrestling, ~~or~~ mixed martial arts, or other form of unarmed  
14                  combat, for no compensation or thing of value for  
15                  participating, which is governed or authorized by any of the  
16                  following:

17                  "a. U.S.A. Boxing.

18                  "b. The Alabama High School Athletic Association.

19                  "c. The National Collegiate Athletic Association.

20                  "d. Amateur Athletic Union.

21                  "e. Golden Gloves.

22                  "f. The local affiliate of any organization listed  
23                  in this subdivision.

24                  "g. USA Wrestling.

1                    "h. The National Junior College Athletic  
2 Association.

3                    "i. The National Association of Intercollegiate  
4 Athletics.

5                    "j. The National Collegiate Wrestling Association.

6                    "k. Any organization licensed by the commission.

7                    "(2) BARE KNUCKLE BOXING. The original form of  
8 boxing, involving two individuals fighting without boxing  
9 gloves or other padding on their hands.

10                    "(3) BOXING MATCH. A contest between two individuals  
11 in which contestants score points in rounds of two or three  
12 minutes by striking with gloved fists the head and upper torso  
13 of the opponent or by knocking the opponent down and rendering  
14 the opponent unconscious or incapable of continuing the  
15 contest by the blows, which contest is held in a square ring  
16 supervised by a referee and scored by three judges.

17                    "(4) BOXING REGISTRY. A registry created or  
18 designated pursuant to subsection (k) of Section 41-9-1024.

19                    "(5) CHARITABLE ORGANIZATION. An entity described by  
20 either of the following:

21                    "a. Section 501(c)(3), Internal Revenue Code of 1986  
22 (26 U.S.C. ~~Section~~ §501(c)(3)).

23                    "b. Section 170(c), Internal Revenue Code of 1986  
24 (26 U.S.C. ~~Section~~ §170(c)).

25                    "(6) COMMISSION. The Alabama Athletic Commission.

1           "(7) EXHIBITION. A contest where the participants  
2 engage in the use of boxing skills and techniques, bare  
3 knuckle skills and techniques, tough man skills and  
4 techniques, wrestling skills and techniques, or mixed martial  
5 arts skills and techniques, or any or all of these, and where  
6 the objective is to display the skills and techniques without  
7 striving to win.

8           "(8) FACE VALUE. The dollar value of a ticket or  
9 order shall reflect the dollar amount that the customer shall  
10 pay in order to view the match, contest, exhibition, or  
11 entertainment event. Face value shall include any charges or  
12 fees, such as dinner, gratuity, parking, surcharges, or any  
13 other charges or fees which are charged to and must be paid by  
14 the customer in order to view the match, contest, exhibition,  
15 or entertainment event. It shall exclude any portion paid by  
16 the customer for federal, state, or local taxes.

17           "(9) GROSS RECEIPTS. Any of the following:

18           "a. The gross price charged for the sale or lease of  
19 broadcasting, television, closed circuit, or motion picture  
20 rights without any deductions for commissions, brokerage fees,  
21 distribution fees, production fees, advertising, or other  
22 expenses or charges.

23           "b. The face value of all tickets sold.

24           "(10) MANAGER. An individual who, under contract,  
25 agreement, or other arrangement with a boxer, bare knuckle

1 boxer, or a mixed martial arts competitor, undertakes to  
2 control or administer, directly or indirectly, a matter on  
3 behalf of a boxer or a mixed martial arts competitor. The term  
4 includes, but is not limited to, a person who functions as a  
5 booking agent, adviser, or consultant.

6 "(11) MATCHMAKER. A person who is employed by or  
7 associated with a promoter in the capacity of booking and  
8 arranging professional matches, contests, or exhibitions of  
9 boxing, bare knuckle boxing, or mixed martial arts between  
10 opponents or who proposes professional matches, contests, or  
11 exhibitions of boxing, bare knuckle boxing, or mixed martial  
12 arts and selects and arranges for the participants in such  
13 events and for whose activities in this regard the promoter is  
14 legally responsible.

15 "(12) MIXED MARTIAL ARTS. Unarmed combat involving  
16 the use of any combination of techniques from different  
17 disciplines of the martial arts, including, without  
18 limitation, grappling, submission holds, throws, and striking  
19 or kicking with the hands, feet, knees, or elbows. The term  
20 mixed martial arts includes kickboxing.

21 "(13) PERSON. An individual, partnership, firm,  
22 association, corporation, or combination of individuals of  
23 whatever form or character.

1           "(14) PHYSICIAN. A doctor of medicine or doctor of  
2 osteopathy licensed to practice medicine in the State of  
3 Alabama.

4           "(15) PROFESSIONAL. A person who is participating or  
5 has participated in a match, contest, or exhibition of boxing,  
6 bare knuckle boxing, wrestling, or mixed martial arts which is  
7 not governed or authorized by one or more of the organizations  
8 listed in subdivision (1) and any of the following:

9           "a. Has received or competed for or is receiving or  
10 competing for any cash as a salary, purse, or prize for  
11 participating in any match, contest, or exhibition of boxing,  
12 bare knuckle boxing, wrestling, or mixed martial arts.

13           "b. Is participating or has participated in any  
14 match, contest, or exhibition of boxing, bare knuckle boxing,  
15 wrestling, or mixed martial arts to which admission is granted  
16 upon payment of any ticket for admission or other evidence of  
17 the right of entry.

18           "c. Is participating or has participated in any  
19 match, contest, or exhibition of boxing, bare knuckle boxing,  
20 wrestling, or mixed martial arts which is or was filmed,  
21 broadcast, or transmitted for viewing.

22           "d. Is participating or has participated in any  
23 match, contest, or exhibition of boxing, bare knuckle boxing,  
24 wrestling, or mixed martial arts which provides a commercial

1 advantage by attracting persons to a particular place or  
2 promoting a commercial product or enterprise.

3 "(16) PROFESSIONAL MATCH OF BOXING, BARE KNUCKLE  
4 BOXING, WRESTLING, ~~OR~~ MIXED MARTIAL ARTS, OR UNARMED COMBAT.

5 "~~a.~~ A boxing match, contest, or exhibition; a bare  
6 knuckle boxing match, contest, or exhibition; a wrestling  
7 match; ~~or~~ a mixed martial arts match, contest, or exhibition;  
8 or other unarmed combat match, contest, or exhibition, which  
9 is not governed or authorized by one or more of the  
10 organizations listed in subdivision (1) and which does any of  
11 the following:

12 "~~1.a.~~ Rewards a boxer, bare knuckle boxer, wrestler,  
13 ~~or~~ mixed martial arts competitor, or other unarmed combat  
14 competitor participating with cash as a salary, purse, or  
15 prize for such participation.

16 "~~2.b.~~ Requires for admission payment of a ticket or  
17 other evidence of the right of entry.

18 "~~3.c.~~ Is filmed, broadcast, or transmitted for  
19 viewing.

20 "~~4.d.~~ Provides a commercial advantage by attracting  
21 persons to a particular place or promoting a commercial  
22 product or enterprise.

23 "~~b. The term does not include unarmed combat.~~

24 "(17) PROFESSIONAL WRESTLING. Any organized event  
25 between two unarmed contestants in which participants compete

1 primarily for the purpose of providing entertainment to  
2 spectators that may or may not comprise a bona fide athletic  
3 contest or competition.

4 "(18) PROMOTER. The person primarily responsible for  
5 organizing, promoting, and producing a match, contest, or  
6 exhibition of professional boxing, bare knuckle boxing, tough  
7 man contest, professional wrestling, or mixed martial arts and  
8 who is legally responsible for the lawful conduct of such  
9 professional match, contest, or exhibition.

10 "(19) PURSE or RING EARNINGS. The financial  
11 guarantee or any other remuneration, or part thereof, which a  
12 professional boxer, bare knuckle boxer, wrestler, or mixed  
13 martial arts competitor participating in a match, contest, or  
14 exhibition will receive and includes any share of any payment  
15 received for radio broadcasting, television, or motion picture  
16 rights.

17 "(20) TOUGH MAN CONTEST. A boxing match and  
18 tournament where each contestant wears headgear and oversized  
19 gloves. A contestant in a tough man contest is not an amateur  
20 or a professional and cash prizes may be awarded.

21 "(21) UNARMED COMBAT. ~~a~~ Any form of competition  
22 between human beings in which both of the following occurs:

23 "1. One or more blows are struck which may  
24 reasonably be expected to inflict injury on a human being.

1           "2. There is some compensation or commercial benefit  
2 arising from such competition, whether in the form of cash or  
3 non-cash payment to the competitors or the person arranging  
4 the competition; the sale of the right to film, broadcast,  
5 transmit, or view the competition; or the use of the  
6 competition to attract persons to a particular location for  
7 some commercial advantage or to promote a commercial product  
8 or commercial enterprise.

9           ~~"b. Unarmed combat does not include any of the  
10 following:~~

11           ~~"1. Professional boxing.~~

12           ~~"2. Professional wrestling.~~

13           ~~"3. Amateur boxing.~~

14           ~~"4. Amateur wrestling.~~

15           ~~"5. Any competition displaying the skills of a  
16 single form of a system of unarmed self defense, including,  
17 but not limited to, kickboxing, karate, or full contact  
18 karate, which is held pursuant to the rules of that form and  
19 governed or authorized by a nationally recognized  
20 organization.~~

21           ~~"6. Professional mixed martial arts.~~

22           ~~"7. Amateur mixed martial arts.~~

23           ~~"8. Tough man contests.~~

24           ~~"9. Professional wrestling.~~

25           ~~"10. Bare knuckle boxing.~~

1                   "§41-9-1023.

2                   "(a) There is created the Alabama Athletic  
3 Commission composed of six members.

4                   "~~(b) (1) The membership of the commission shall be~~  
5 ~~inclusive and reflect the racial, gender, geographic,~~  
6 ~~urban/rural, and economic diversity of the~~ All appointing  
7 authorities shall coordinate their appointments so that  
8 diversity of gender, race, and geographical areas is  
9 reflective of the makeup of this state. The six initial  
10 members shall be as follows:

11                   "a. Two members appointed by the Governor.

12                   "b. One member appointed by the Alabama Athlete  
13 Agents Commission.

14                   "c. One member appointed by the Speaker of the House  
15 of Representatives.

16                   "d. One member appointed by the President of the  
17 Senate.

18                   "e. One member appointed by the President Pro  
19 Tempore of the Senate.

20                   "(2) Initial appointments by the Governor shall be  
21 for one and three years, the initial appointment by the  
22 Speaker of the House of Representatives shall be for four  
23 years, the initial appointment of the President of the Senate  
24 shall be for two years, and the initial appointment of the  
25 President Pro Tempore of the Senate shall be for one year. The

1 initial appointment by the commission shall be for four years.  
2 All subsequent appointments shall be for terms of four years.  
3 Vacancies shall be filled for the unexpired terms under the  
4 same procedures and requirements as appointments for full  
5 terms. Each member of the commission shall be a ~~citizen~~  
6 resident of this state ~~and no two members shall be from the~~  
7 ~~same congressional district at the time of appointment.~~

8 "(c) The commission shall elect a chair from among  
9 its membership for a term of one year. While serving as chair,  
10 a member may not vote on any matter coming before the  
11 commission. The commission may elect a vice chair from its  
12 membership for a term of one year. Any member serving as chair  
13 shall be eligible for successive election to the office by the  
14 commission. The chair may designate another member of the  
15 commission to perform the duties of chair in his or her  
16 absence. The commission may employ an executive director to  
17 manage the day-to-day operations of the commission within the  
18 available funds of the commission.

19 "(d) A medical advisory panel of the commission  
20 shall be appointed by the Governor and shall consist of four  
21 persons licensed to practice medicine in this state, with one  
22 member each representing the specialties of ophthalmology and  
23 general medicine and two members representing the specialty of  
24 sports medicine. The medical advisory panel shall advise and  
25 assist the commission and its staff regarding issues and

1 questions concerning the medical safety of professional  
2 boxers, bare knuckle boxers, tough man contestants,  
3 professional wrestlers, amateur mixed martial arts  
4 competitors, ~~and~~ professional mixed martial arts competitors,  
5 and other unarmed combat competitors including, but not  
6 limited to, matters relating to medical suspensions. The  
7 medical advisory panel may meet separately from the commission  
8 to discuss and formulate recommendations for the commission in  
9 connection with medical safety. Members of the medical  
10 advisory panel shall not be counted in determining a quorum of  
11 the commission and shall not vote as commission members.

12 "(e) Each member of the commission and the medical  
13 advisory panel shall be reimbursed for expenses and travel as  
14 provided for public officials of this state.

15 "§41-9-1024.

16 "(a) (1) The commission shall be the sole regulator  
17 of professional boxing in this state and shall have authority  
18 to protect the physical safety and welfare of professional  
19 boxers and serve the public interest by closely supervising  
20 all professional boxing in this state.

21 "(2) The commission shall be the sole regulator of  
22 professional and amateur matches, contests, or exhibitions of  
23 mixed martial arts and shall have the authority to protect the  
24 physical safety and welfare of professional competitors in  
25 mixed martial arts and serve the public interest by closely

1 supervising all competitors in mixed martial arts. The  
2 commission shall regulate professional and amateur mixed  
3 martial arts to the same extent as professional boxing unless  
4 any rule of the commission is not by its nature applicable to  
5 mixed martial arts.

6 "(3) The commission shall be the sole regulator of  
7 professional matches, contests, or exhibitions of wrestling  
8 and shall have the authority to protect the physical safety  
9 and welfare of professional competitors in professional  
10 wrestling and serve the public interest by closely supervising  
11 all competitors in professional wrestling. The commission  
12 shall regulate professional wrestling to the same extent as  
13 professional boxing unless any rule of the commission is not  
14 by its nature applicable to professional wrestling.

15 "(4) The commission shall have the sole authority to  
16 license a wrestling sanctioning organization to safeguard the  
17 public health, to protect competitors, and to provide for  
18 competitive matches by requiring each licensed organization to  
19 abide by rules adopted by the commission. The commission, at  
20 the request of a licensed sanctioning organization, may  
21 provide direct oversight of any event sanctioned by the  
22 organization for a fee negotiated between the commission and  
23 the licensed sanctioning organization.

24 "(5) The commission shall have the sole authority to  
25 license the promoters of tough man contests to safeguard the

1 public health, to protect competitors, and to provide for  
2 competitive matches by requiring each licensed promoter to  
3 abide by rules adopted by the commission. The commission, at  
4 the request of a promoter, may provide direct oversight of any  
5 tough man match for a fee negotiated between the commission  
6 and the promoter.

7           "(6) The commission shall be the sole regulator of  
8 professional bare knuckle boxing matches, contests, or  
9 exhibitions of bare knuckle boxing and shall have the  
10 authority to protect the physical safety and welfare of  
11 professional competitors in bare knuckle boxing and serve the  
12 public interest by closely supervising all competitors in bare  
13 knuckle boxing. The commission shall regulate professional  
14 bare knuckle boxing to the same extent as professional boxing  
15 unless any rule of the commission is not by its nature  
16 applicable to bare knuckle boxing.

17           "(7) The commission shall be the sole regulator and  
18 shall have the sole authority to regulate any form of unarmed  
19 combat held in the state as the commission deems necessary.

20           "(b) The commission shall have the sole jurisdiction  
21 to license the promotion or holding of each match, contest, or  
22 exhibition of professional boxing, bare knuckle boxing, tough  
23 man contests, professional wrestling, amateur mixed martial  
24 arts, ~~or~~ professional mixed martial arts, or other form of  
25 unarmed combat promoted or held within this state.

1           "(c) The commission shall have the authority to  
2 license participants in any match, contest, or exhibition of  
3 professional boxing, professional bare knuckle boxing,  
4 professional wrestling, amateur mixed martial arts, ~~or~~  
5 professional mixed martial arts, or other form of unarmed  
6 combat held in this state.

7           "(d) The commission shall have the authority to  
8 direct, manage, control, and supervise all matches, contests,  
9 or exhibitions of professional boxing, professional bare  
10 knuckle boxing, tough man contests, professional wrestling,  
11 amateur mixed martial arts, or professional mixed martial arts  
12 including, but not limited to, the authority to enforce safety  
13 measures and restrict access to certain areas for the  
14 protection of the public and participants. The commission may  
15 adopt bylaws for its own management and adopt and enforce  
16 rules consistent with this article. The commission may  
17 immediately implement medical guidelines, that have been  
18 vetted by the medical advisory panel and approved by the  
19 commission, and competition guidelines, that have been  
20 approved by the commission. Medical and competition guidelines  
21 approved by the commission pursuant to this subdivision are  
22 exempt from the Alabama Administrative Procedure Act.

23           "(e) The commission shall have the sole authority to  
24 inquire into the plans or arrangements for compliance of a  
25 licensed organization with rules adopted by the commission.

1 The commission may require a wrestling sanctioning  
2 organization to pay an annual licensure fee and any other fee  
3 determined necessary by the board and may penalize any  
4 organization for violation of this article or any rule adopted  
5 by the commission pursuant to this article.

6 "(f) The commission may appoint one or more  
7 inspectors as duly authorized representatives of the  
8 commission to ensure that the rules are strictly observed. The  
9 inspectors shall be present at all professional matches,  
10 contests, or exhibitions of boxing, bare knuckle boxing,  
11 wrestling, or mixed martial arts.

12 "(g) The commission may designate physicians as duly  
13 authorized representatives of the commission to conduct  
14 physical examinations of boxers, bare knuckle boxers, or mixed  
15 martial arts competitors licensed under this article and shall  
16 designate a roster of physicians authorized to conduct  
17 prefight physicals and serve as ringside physicians in all  
18 professional boxing, professional bare knuckle boxing, tough  
19 man, or mixed martial arts matches held in this state.

20 "(h) (1) The commission or any agent duly designated  
21 by the commission may do any of the following:

22 "a. Make investigations.

23 "b. Hold hearings.

24 "c. Issue subpoenas to compel the attendance of  
25 witnesses and the production of books, papers, and records.

1            "d. Administer oaths to and examine any witnesses  
2            for the purpose of determining any question coming before it  
3            under this article or under the rules adopted pursuant to this  
4            article.

5            "e. Swear out a warrant of arrest against any person  
6            violating the criminal provisions of this article, and the  
7            commission shall not be liable in damages or to any action for  
8            damages by reason of swearing out a warrant or for causing the  
9            arrest and detention or imprisonment of any person under such  
10           warrant, unless the commission or agent fails to act in a  
11           reasonably prudent manner.

12           "f. Assess fines, not to exceed ten thousand dollars  
13           (\$10,000) per violation, for violations of the rules and  
14           guidelines of the commission.

15           "(2) During an investigation of any allegation  
16           which, if proven, would result in criminal or civil sanctions  
17           as provided in this article, the commission may withhold all  
18           or a portion of the gross receipts to which the person under  
19           investigation is entitled until such time as the matter has  
20           been resolved.

21           "(i) The commission may engage in activities that  
22           promote amateur boxing, amateur wrestling, and amateur mixed  
23           martial arts in this state and contract with any nonprofit  
24           organization which is exempted from the taxation of income. To  
25           support amateur boxing, amateur wrestling, and amateur mixed

1 martial arts in this state, the commission may promote  
2 voluntary contributions through the application process or  
3 through any fund-raising or other promotional technique deemed  
4 appropriate by the commission.

5 "(j) Pursuant to 15 U.S.C. Section 6301, et seq.,  
6 the commission may issue to each boxer who is a resident of  
7 this state an identification card bearing the photograph of  
8 the boxer and in such form and containing such information as  
9 the commission deems necessary and appropriate. The commission  
10 shall ensure that the form and manner of issuance of the  
11 identification cards comply with any applicable federal law or  
12 regulation. The commission may charge an amount not to exceed  
13 one hundred dollars (\$100) per card for the issuance or  
14 replacement of each identification card.

15 "(k) The commission may create a boxing registry or  
16 designate a nationally recognized boxing registry and register  
17 each boxer who is a resident of this state or who is a  
18 resident of another state which has no boxing registry.

19 "(l) The commission may inquire into the financial  
20 backing of any professional match, contest, or exhibition of  
21 boxing, bare knuckle boxing, wrestling, or mixed martial arts  
22 and obtain answers to written or oral questions propounded to  
23 all persons associated with the professional event.

24 "(m) The commission, pursuant to rule, may license  
25 any concessionaire, ring announcer, photographer, or other

1 person receiving any portion of the gate proceeds from a  
2 match, contest, or exhibition held in the state pursuant to  
3 this article.

4 "§41-9-1037.

5 "The commission shall have jurisdiction over any  
6 match, contest, or exhibition of professional boxing,  
7 professional bare knuckle boxing, tough man contests,  
8 professional wrestling, amateur mixed martial arts, or  
9 professional mixed martial arts, or other form of unarmed  
10 combat which occurs or is held within this state, is filmed in  
11 this state, or is broadcast or transmitted from this state.

12 "§41-9-1038.

13 ~~"(a) The Attorney General may bring a civil action~~  
14 ~~requesting relief, including a permanent or temporary~~  
15 ~~injunction, restraining order, or other order, against any~~  
16 ~~person who he or she believes is violating Section 41-9-1029,~~  
17 ~~41-9-1030, 41-9-1031, 41-9-1032, 41-9-1033, 41-9-1034,~~  
18 ~~41-9-1035, or 41-9-1037.~~

19 ~~"(b) (1) Any manager, promoter, matchmaker, or~~  
20 ~~licensee who knowingly violates or coerces or causes any other~~  
21 ~~person to violate Section 41-9-1030, 41-9-1031, 41-9-1032,~~  
22 ~~41-9-1033, 41-9-1034, 41-9-1035, 41-9-1036, or 41-9-1037~~  
23 ~~shall, upon conviction, be guilty of a Class C felony.~~

24 ~~"(2) Any member or employee of the commission or any~~  
25 ~~person who administers or enforces this article or rules~~

1 ~~adopted pursuant to this article who knowingly violates~~  
2 ~~Section 41-9-1033 or 41-9-1034 shall, upon conviction, be~~  
3 ~~guilty of a Class C felony.~~

4 ~~"(3) Any professional boxer, professional bare~~  
5 ~~knuckle boxer, tough man contestant, professional wrestler,~~  
6 ~~amateur mixed martial arts competitor, or professional~~  
7 ~~competitor in mixed martial arts who knowingly violates this~~  
8 ~~article, except Section 41-9-1034, shall, upon conviction, be~~  
9 ~~guilty of a Class B misdemeanor.~~

10 ~~"(4) Any professional boxer, professional bare~~  
11 ~~knuckle boxer, tough man contestant, professional wrestler,~~  
12 ~~amateur mixed martial arts competitor, or professional~~  
13 ~~competitor in mixed martial arts who violates Section~~  
14 ~~41-9-1034 may be punished by a civil fine not to exceed~~  
15 ~~twenty five thousand dollars (\$25,000) together with a~~  
16 ~~percentage of the purse not to exceed 15 percent for each~~  
17 ~~violation.~~

18 "(a) Any person may file a written and signed  
19 complaint with the commission alleging that any other person  
20 has violated any provision of Sections 41-9-1029 to 41-9-1037,  
21 inclusive. A complaint shall be made in the manner prescribed  
22 by the board and shall be referred by the commission to a  
23 standing investigative committee, consisting of a commission  
24 member, the executive director, the attorney for the  
25 commission, and an investigator or the chief inspector of the

1 commission. If the investigative committee finds that no  
2 probable cause exists, the investigative committee may dismiss  
3 the charges and prepare a statement in writing, detailing the  
4 reasons for the decision.

5 "(b) (1) If the investigative committee finds that  
6 probable cause exists, the commission shall initiate an  
7 administrative proceeding. If the commission determines a  
8 person has violated any provision of Sections 41-9-1029 to  
9 41-9-1037, inclusive, the commission may do any of the  
10 following:

11 "a. Issue a cease and desist order.

12 "b. Suspend or revoke a license.

13 "c. Impose an administrative fine of not more than  
14 ten thousand dollars (\$10,000) per violation.

15 "(2) The commission may petition the circuit court  
16 of the county where the violation occurred to enforce a cease  
17 and desist order and to collect any assessed fine.

18 ~~"(c) A person who participates in or promotes~~  
19 ~~unarmed combat shall be guilty of a Class A misdemeanor.~~

20 "(c) The criminal penalties in this section shall  
21 not be construed to repeal other criminal laws. Whenever  
22 conduct prescribed by this article is also prescribed by other  
23 provision of law, the provision which carries the more serious  
24 penalty shall be applied.

1                   "(d) Any person aggrieved by an adverse action of  
2                   the commission may appeal the action to the Circuit Court of  
3                   Montgomery County in accordance with the Alabama  
4                   Administrative Procedure Act."

5                   Section 2. Although this bill would have as its  
6                   purpose or effect the requirement of a new or increased  
7                   expenditure of local funds, the bill is excluded from further  
8                   requirements and application under Amendment 621, as amended  
9                   by Amendment 890, now appearing as Section 111.05 of the  
10                  Official Recompilation of the Constitution of Alabama of 1901,  
11                  as amended, because the bill defines a new crime or amends the  
12                  definition of an existing crime.

13                  Section 3. This act shall become effective  
14                  immediately following its passage and approval by the  
15                  Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate



Speaker of the House of Representatives

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SB333

Senate 08-APR-21

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,  
Secretary.

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House of Representatives  
Amended and passed 17-MAY-21

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Senate concurred in House amendment 17-MAY-21

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By: Senator Allen

**APPROVED** 5-26-2021  
**TIME** 8:30 pm

  
**GOVERNOR**

Alabama Secretary Of State

Act Num....: 2021-518  
Bill Num....: 5-333

SPONSOR

1. Act  
CO-SPONSORS

- 2 \_\_\_\_\_ 19 \_\_\_\_\_
- 3 \_\_\_\_\_ 20 \_\_\_\_\_
- 4 \_\_\_\_\_ 21 \_\_\_\_\_
- 5 \_\_\_\_\_ 22 \_\_\_\_\_
- 6 \_\_\_\_\_ 23 \_\_\_\_\_
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- 8 \_\_\_\_\_ 25 \_\_\_\_\_
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- 10 \_\_\_\_\_ 27 \_\_\_\_\_
- 11 \_\_\_\_\_ 28 \_\_\_\_\_
- 12 \_\_\_\_\_ 29 \_\_\_\_\_
- 13 \_\_\_\_\_ 30 \_\_\_\_\_
- 14 \_\_\_\_\_ 31 \_\_\_\_\_
- 15 \_\_\_\_\_ 32 \_\_\_\_\_
- 16 \_\_\_\_\_ 33 \_\_\_\_\_
- 17 \_\_\_\_\_ 34 \_\_\_\_\_
- 18 \_\_\_\_\_ 35 \_\_\_\_\_

SENATE ACTION

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB 222.

Yours 20 nays 0 abstain 1

**PATRICK HARRIS,**  
Secretary

I hereby certify that the notice & proof is attached to the Bill, SB \_\_\_\_\_ as required in the General Acts of Alabama, 1975 Act No. 919.

**PATRICK HARRIS,**  
Secretary

CONFERENCE COMMITTEE

Senate Conference \_\_\_\_\_

HOUSE ACTION

DATE: 4/8 2021

RD 1 RFD RDAC

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on RDAC was

acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed, Yarrant(s) 1 wisub

This 15<sup>th</sup> day of April, 2021.

Sharon C. Brundage, Chairperson

DATE: 4-15 2021

RF 65 Approved RD 2 CAL

DATE: \_\_\_\_\_ 20\_\_

RE-REFERRED  RE-COMMITTED

Committee \_\_\_\_\_

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB \_\_\_\_\_

YEAS \_\_\_\_\_ NAYS \_\_\_\_\_  
**JEFF WOODARD,**  
Clerk

FURTHER HOUSE ACTION (OVER)